

Supreme Court of the State of New York
Appellate Division: Second Judicial Department

D48253
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_____AD3d_____

Submitted - February 2, 2016

CHERYL E. CHAMBERS, J.P.
LEONARD B. AUSTIN
SANDRA L. SGROI
COLLEEN D. DUFFY, JJ.

2015-02304

DECISION & ORDER

Derrick G. Arjune, appellant, v Commonwealth Land
Title Insurance Company, respondent.

(Index No. 7888/13)

Derrick G. Arjune, Rosedale, NY, appellant pro se.

Fidelity National Law Group, New York, NY (Ronen Sarraf of counsel), for
respondent.

In an action, inter alia, to recover damages for negligent misrepresentation, the
plaintiff appeals from an order of the Supreme Court, Queens County (Brathwaite Nelson, J.),
entered February 6, 2015, which granted the defendant's motion for summary judgment dismissing
the complaint.

ORDERED that the order is affirmed, with costs.

In support of its motion for summary judgment dismissing the complaint, the
defendant submitted evidence establishing its prima facie entitlement to judgment as a matter of law.
In opposition thereto, the plaintiff failed to raise a triable issue of fact. Accordingly, the Supreme
Court properly granted the defendant's motion for summary judgment dismissing the complaint (*see*
Alvarez v Prospect Hospital, 68 NY2d 320).

CHAMBERS, J.P., AUSTIN, SGROI and DUFFY, JJ., concur.

ENTER



Aprilanne Agostino

Clerk of the Court

March 23, 2016

ARJUNE v COMMONWEALTH LAND TITLE INSURANCE COMPANY